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7 **UNITED STATES DISTRICT COURT**  
 8 **DISTRICT OF NEVADA**

9 LANCE DOWNES-COVINGTON, an individual,  
 10 SOLDADERA SANCHEZ, an individual,  
 ROBERT O'BRIEN, an individual,  
 11 EMILY DRISCOLL, an individual, ALISON  
 KENADY, an individual, TENISHA MARTIN,  
 12 an individual, GABRIELA MOLINA, an  
 individual,

13 Plaintiffs,

14 vs.

15 LAS VEGAS METROPOLITAN POLICE  
 16 DEPARTMENT, in its official capacity;  
 LIEUTENANT KURT MCKENZIE, as an  
 individual and in his capacity as a Las Vegas  
 Metropolitan Police Department Officer;  
 OFFICER TABATHA DICKSON, as an  
 individual and in her capacity as a Las Vegas  
 Metropolitan Police Department Officer;  
 CAPTAIN PATRICIA SPENCER, as an  
 individual and in her capacity as a Las Vegas  
 Metropolitan Police Department Officer;  
 CAPTAIN DORI KOREN, as an individual and  
 in his capacity as a Las Vegas Metropolitan Police  
 Department Officer; EVAN SPOON, as an  
 individual and in his capacity as a Las Vegas  
 Metropolitan Police Department Officer;  
 JORDAN TURNER, as an individual and in his  
 capacity as a Las Vegas Metropolitan Police  
 Department Officer; UNKNOWN OFFICERS 1-  
 14, as individuals and in their capacity as Las  
 Vegas Metropolitan Police Department Officers,

15 Defendants.

Case No.: 2:20-cv-01790-CDS-DJA

**STIPULATION AND ORDER TO**  
**EXTEND DEADLINE FOR**  
**PLAINTIFFS' REPLY IN**  
**SUPPORT OF MOTION FOR**  
**SANCTIONS BASED ON**  
**DEFENDANTS' DESTRUCTION**  
**OF EVIDENCE**

**(SECOND REQUEST)**

1           Plaintiffs Lance Downes-Covington, Soldadera Sanchez, Robert O'Brien, Emily  
 2 Driscoll, Alison Kenady, Tenisha Martin, and Gabriela Molina (collectively "Plaintiffs"),  
 3 by and through their respective counsel, and Defendants, the Las Vegas Metropolitan  
 4 Police Department ("LVMPD"), Lieutenant Kurt McKenzie, Officer Tabatha Dickson,  
 5 Captain Patricia Spencer, Captain Dori Koren, Evan Spoon, Jordan Turner, and Unknown  
 6 Officers 1-14 (collectively "LVMPD Defendants"), by and through their respective  
 7 counsel,(collectively the "Parties") hereby stipulate to the following:

8           1.       On August 1, 2023, Plaintiffs filed their Motion for Sanctions Based on  
 9 Defendants' Destruction of Evidence (ECF No. 153);

10          2.       On August 22, 2023, the Court granted Defendants' Motion to Extend  
 11 Opposition to Plaintiffs' Motion for Sanctions Based on Defendants' Destruction of  
 12 Evidence ("Defendants' Opposition") (ECF No. 156);

13          3.       The deadline for Plaintiffs' Reply in Support of their Motion for Sanctions  
 14 Based on Defendants' Destruction of Evidence was August 30, 2023;

15          4.       On August 29, 2023, the Parties stipulated to extend the deadline for  
 16 Plaintiffs' Reply from August 30, 2023, to September 13, 2023 (ECF No. 161);

17          5.       Due to competing deadlines in other matters, Counsel for Plaintiffs has not  
 18 had sufficient time to prepare its Reply, and therefore, is unable to meet the September 13,  
 19 2023, deadline;

20          6.       The Parties have met and conferred and agree that the deadline for Plaintiffs  
 21 to file their Reply in Support of their Motion for Sanctions Based on Defendants' Destruction  
 22 shall be extended by seven (7) days;

23          7.       Accordingly, the deadline for Plaintiffs' Reply in Support of their Motion  
 24 for Sanctions Based on Defendants' Destruction shall be rescheduled from September 13,  
 25 2023, to September 20, 2023;

26          8.       This is the Parties' Second request for an extension of this deadline.

27          ///

28          ///

1           9. The Parties both submit that the instant stipulation is being offered in good  
2 faith and not for the purpose of delay.  
3

4           **IT IS SO STIPULATED**  
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6           Dated this 12<sup>th</sup> day of September 2023.

7           **MCLETCHE LAW**

8           By: /s/ Pieter M. O'Leary

9           Margaret A. McLetchie, Esq.  
10           Nevada Bar No. 10931  
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17           Attorneys for Plaintiffs

18           Dated this 12<sup>th</sup> day of September 2023.

19           **MARQUIS AURBACH**

20           By: /s/ Jackie V. Nichols

21           Craig R. Anderson, Esq.  
22           Nevada Bar No. 6882  
23           Jackie V. Nichols, Esq.  
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27           Attorneys for LVMPD Defendants

28           **ORDER**

29             
30           DANIEL J. ALBREGTS  
31           UNITED STATES MAGISTRATE JUDGE

32           DATED: 9/19/2023